

HOUSE BILL 576

By Sontany

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13 and Title 40, Chapter 35, relative to aggravated robbery and especially aggravated robbery.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-402, is amended by adding the following as new subsections:

(c) Notwithstanding any other provision of law to the contrary, a person convicted of aggravated robbery accomplished with a deadly weapon shall be required to serve the entire sentence imposed by the court, undiminished by any sentence reduction credits the person may be eligible for or earn. A person convicted of aggravated robbery accomplished with a deadly weapon shall be permitted to earn any credits for which the person is eligible and the credits may be used for the purpose of increased privileges, reduced security classification, or for any purpose other than the reduction of the sentence imposed by the court.

(d) The provisions of title 40, chapter 35, part 5, relative to release eligibility status and parole shall not apply to or authorize the release of a person convicted of aggravated robbery accomplished with a deadly weapon prior to service of the entire sentence imposed by the court.

SECTION 2. Tennessee Code Annotated, Section 39-13-403, is amended by adding the following as new subsections:

(c) Notwithstanding any other provision of law to the contrary, a person convicted of especially aggravated robbery shall be required to serve the entire sentence imposed by the court, undiminished by any sentence reduction credits the person may be eligible for or earn. A person convicted of especially aggravated robbery shall be

permitted to earn any credits for which the person is eligible and the credits may be used for the purpose of increased privileges, reduced security classification, or for any purpose other than the reduction of the sentence imposed by the court.

(d) The provisions of title 40, chapter 35, part 5, relative to release eligibility status and parole shall not apply to or authorize the release of a person convicted of especially aggravated robbery prior to service of the entire sentence imposed by the court.

SECTION 3. Tennessee Code Annotated, Section 40-35-501, is amended by inserting the following language as a new subsection (j) and appropriately redesignating the existing subsections accordingly:

(j) Nothing in § 40-35-501 shall be construed as affecting, amending or altering the provisions of § 39-13-402 or § 39-13-403 that require persons convicted of aggravated robbery accomplished with a deadly weapon or persons convicted of especially aggravated robbery to serve the entire sentence imposed by the court undiminished by any sentence reduction credits.

SECTION 4. This act shall take effect July 1, 2007, the public welfare requiring it, and shall apply to all applicable offenses committed on or after such date.